

### STATE OF INDIANA

FILED

#### INDIANA UTILITY REGULATORY COMMISSION

DEC 3 1 2008

INDIANA UTILITY PETITION OF NORTHERN INDIANA PUBLIC SERVICE **REGULATORY COMMISSION** COMPANY ("NIPSCO") FOR (1) AUTHORITY TO MODIFY ITS RATES AND CHARGES FOR ELECTRIC UTILITY SERVICE; (2) APPROVAL OF NEW SCHEDULES OF RATES AND CHARGES APPLICABLE THERETO; (3) APPROVAL OF REVISED DEPRECIATION ACCRUAL RATES; (4) INCLUSION IN ITS BASIC RATES AND CHARGES OF THE COSTS ASSOCIATED WITH CERTAIN **PREVIOUSLY APPROVED POLLUTION QUALIFIED** CONTROL PROPERTY PROJECTS; (5) AUTHORITY TO IMPLEMENT A RATE ADJUSTMENT MECHANISM PURSUANT TO IND. CODE § 8-1-2-42(a) TO (A) TIMELY RECOVER CHARGES AND **CREDITS FROM** REGIONAL **TRANSMISSION ORGANIZATIONS AND** NIPSCO'S **TRANSMISSION CAUSE NO. 43526** REQUIREMENTS; (B) REVENUE **TIMELY** RECOVER **NIPSCO'S PURCHASED POWER** COSTS; **AND** ALLOCATE NIPSCO'S OFF SYSTEM SALES REVENUES; (6) APPROVAL OF VARIOUS **CHANGES** TO NIPSCO'S ELECTRIC SERVICE TARIFF INCLUDING WITH RESPECT TO THE GENERAL RULES AND REGULATIONS, THE ENVIRONMENTAL COST RECOVERY MECHANISM AND ENVIRONMENTAL EXPENSE **MECHANISM**; APPROVAL OF THE CLASSIFICATION OF NIPSCO'S FACILITIES AS TRANSMISSION OR DISTRIBUTION IN **ACCORDANCE** WITH THE **FEDERAL ENERGY** REGULATORY COMMISSION'S SEVEN-FACTOR TEST; AND (8) APPROVAL OF AN ALTERNATIVE REGULATORY PLAN PURSUANT TO IND. CODE § 8-1-2.5-1 ET SEQ. TO THE EXTENT SUCH RELIEF IS NECESSARY TO EFFECT THE RATEMAKING **MECHANISMS PROPOSED** NIPSCO.

# NORTHERN INDIANA PUBLIC SERVICE COMPANY'S SECOND SET OF CORRECTIONS TO CASE-IN-CHIEF

Pursuant to Paragraph 15 of the Prehearing Conference Order in this Cause, Petitioner Northern Indiana Public Service Company ("NIPSCO") submits a correction to the prepared direct testimony and exhibits of Witness Timothy A. Dehring contained in Volume 2 of its case-in-chief filed with the Commission on August 29, 2008.

Petitioner's Exhibit TAD-2 of Witness Dehring's testimony has been corrected to reflect a small decrease in some of the amounts shown on the exhibit. A clean copy of the revised exhibit is attached hereto. Petitioner will include the revised exhibit in Witness Dehring's testimony when it is offered into evidence at the hearing in this proceeding.

Petitioner also provides notice that the corrections to the prepared direct testimony and exhibits of its other witnesses shown below will be made on the stand prior to being offered in evidence:

- 1. <u>Eileen O'Neill Odum Testimony (Volume 1).</u> <u>Petitioner's Exhibit EOO-1,</u>
  Revised Page 12, Line 6 Change "\$85,744,681" to "\$85,744,828".
- 2. <u>Linda E. Miller Testimony (Volume 1).</u> <u>Petitioner's Exhibit LEM-3 (Revised),</u> Adjustment PF-1 Change "8.34%" to "8.37%".
- 3. <u>Linda E. Miller Testimony (Volume 1).</u> <u>Petitioner's Exhibit LEM-5 (Revised),</u>
  Page 20 of 2 Change "Page 20 of 2" to "Page 2 of 2".
- 4. <u>Bradley K. Sweet Testimony (Volume 6).</u> <u>Petitioner's Exhibit BKS-1</u>, Revised Page 14 Insert "Revised" in lower right hand corner.
- 5. <u>Curt A. Westerhausen Testimony (Volume 3).</u> <u>Petitioner's Exhibit CAW-1,</u> Cover Page – Change "CAW-4" to "CAW-3".
- 6. <u>Curt A. Westerhausen Testimony (Volume 3).</u> <u>Petitioner's Exhibit CAW-1</u>, Page 3, Lines 4 and 5 Delete "; and <u>Petitioner's Exhibit CAW-4</u>, which contains the Rates for Step Two".

- Curt A. Westerhausen Testimony (Volume 3). Petitioner's Exhibit CAW-1, Page
   Lines 6-9 Delete Question/Answer 21 in its entirety.
- 8. <u>Curt A. Westerhausen Testimony (Volume 3).</u> <u>Petitioner's Exhibit CAW-4</u> Delete this exhibit in its entirety.
- 9. <u>Curt A. Westerhausen.</u> <u>Petitioner's Exhibit CAW-S1</u>, Page 3, Line 12– Delete the word "attached".
- 10. <u>Curt A. Westerhausen.</u> <u>Petitioner's Exhibit CAW-S1</u>, Page 3, Line 20– Delete the word "attached".
- 11. <u>Mitchell E. Hershberger (Volume 1).</u> <u>Petitioner's Exhibit MEH-1</u>, Page 25, Lines 14 and 15 Delete "when the plant is approved for inclusion in rate base as part of the Step Two rate adjustment proposed by NIPSCO".
- 12. <u>John J. Reed (Volume 6)</u>. <u>Petitioner's Exhibit JJR-1</u>, Page 14, Line 3 Change "study" to "process".

## Respectfully submitted,

Namel W. McGill (No. 9849-49)

Nicholas K. Kile (No. 15203-53)

P. Jason Stephenson(No. 21839-49)

Claudia J. Earls (No. 8468-49)

BARNES & THORNBURG LLP

11 S. Meridian Street

Indianapolis, IN 46204

Phone: 317.236.1313

Fax: 317.231.7433

Email: dan.mcgill@btlaw.com

nicholas.kile@btlaw.com jason.stephenson@btlaw.com

claudia.earls@btlaw.com

Christopher C. Earle (No. 10809-49)

NORTHERN INDIANA PUBLIC SERVICE COMPANY

101 W. Ohio Street, Suite 1707

Indianapolis, IN 46204

Phone: 317.684.4901

Fax: 317.684.4918

Email: cearle@nisource.com

Attorneys for Petitioner NORTHERN INDIANA PUBLIC

SERVICE COMPANY

### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of Northern Indiana Public Service Company's Second Set of Corrections has been served upon the following by email transmission addressed to:

Randall Helmen
Indiana Office of Utility Consumer Counselor
National City Center
115 West Washington St., Ste. 1500-S
Indianapolis, IN 46204
rhelmen@oucc.in.gov

Robert W. Wright
Dean-Webster & Wright, LLP
50 South Meridian Street, Ste. 500
Indianapolis, IN 46204
rwright@dwwlegal.com

John F. Wickes, Jr.
Bette J. Dodd
Lewis & Kappes, P.C.
One American Square, Ste. 2500
Indianapolis, IN 46282-0003
bdodd@lewis-kappes.com
jwickes@lewis-kappes.com

Shaw R. Friedman
Friedman& Associates, P.C.
705 Lincolnway
LaPorte, IN 46350
sfriedman.associates@verizon.net

Anne E. Becker Stewart & Irwin PC 251 East Ohio Street, Suite 1100 Indianapolis, Indiana 46204-2147 abecker@silegal.com Jerry Polk, Esq. 101 West Ohio Street, Ste 2000 Indianapolis, IN 46204 jpolk@polk-law.com

David H. Nicholls, Esq. 117 1/2 West Joliet Street Crown Point, IN 46307 dhnichols@ameritech.net

Donald P. Levinson Shana D. Levinson 122 West 79th Avenue Merrillville, IN 46410 donlevinson@airbaud.net shanalevinson@airbaud.net

Richard Aikman Stewart & Irwin PC 251 East Ohio Street, Suite 1100 Indianapolis, Indiana 46204-2147 raikman@silegal.com James W. Brew
Brickfield Burchette Ritts & Stone, PC
1025 Thomas Jefferson Street, NW
Eighth Floor, West Tower
Washington, D.C. 20007-5201
jbrew@bbrslaw.com

this 31st day of December, 2008.

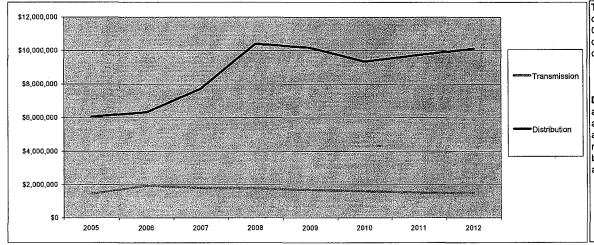
Daniel W. McGill

INDS01 DWM 1091091v1

EXHIBIT TAD - 2 Vegetation Management Work Paper

Description	2005 Actual <sup>1</sup>	2006 Actual <sup>1</sup>	2007 Actual <sup>1</sup>	2008 Budget <sup>1</sup>	2009: Forecast	ar 2010 Forecast	2011 Forecast	2012 Forecast
Transmission - Rights of Way	\$1,441,504	\$1,930,114	\$1,785,193	\$1,763,026	6 \$1;674;875	\$1,591,131	<b>\$</b> 1,511,574	\$1/511.574
Distribution - Overhead	\$6,046,090	\$6,323,497	\$7,718,972	\$10,395,39	5 \$10,164,000	\$9,345,960 []	\$9,719,798	\$10,108,590
Other Vegetation Management Programs	\$467,104	\$461,818	\$500,247	\$458,79	8 - \$481,738	\$501,007	\$521,048	\$541,890
Total	\$7,954,698	\$8,715,430	\$10,004,411	\$12,617,219	9 \$12,483,931	\$11,607,949	\$11,929,065	\$12,345,765
<sup>1</sup> Data Source: CBS reporting								

Description	2005 Actual <sup>2</sup>	2006 Actual <sup>2</sup>	2007 Actual <sup>2</sup>	2008 Projected <sup>2</sup>	2009 Forecast	2010 Forecast	2011 Forecast	2012 Forecast
Distribution Circuit Fixed Bid Expenditures	\$3,516,557	\$3,461,600	\$5,408,500	\$8,798	,106 \$8,164,000	<b>\$7</b> (265,960)	\$7,556.598	\$7,858,862
Number of circuits cleared	59	80	125	159	157	157/#	157	1157 
Cost per Circuit	\$59,603	\$43,270	\$43,268	\$55,	334 \$52,000	\$46,280	\$48,131	\$50,056
<sup>2</sup> Data Source: Forestry Operations records								



Transmission - Increases in 2005 and 2006 due to NERC adopted reliability standard FAC-003-1. 2007 and forward show slightly declining costs attributable to cost efficiencies of IVM offset by higher clearing costs.

Distribution - Sharp increases through 2008 to achieve a 4 year system cycle time. Years 2009 and 2010 have decreases resulting from lower average cost per circut achieved through reaching the 4 year cycle. Years 2010 and beyond have cost increases reflective of anticipated contractor cost inflation.